AMENDED

WATERS OF THE STATE OF NEVADA		
Date of filing in State Engineer's Office	MAY 31 2001	
Returned to applicant for correction	JUN 22 2001	
Corrected application filed	AUG 16 2001	
Map filed	AUG 21 2001	
, ************************************	********	
The applicant Happy Creek Inc. he the public waters of the State of Nevada, as h	ereby makes application for permission to appropriate ereinafter stated.	
1. The source of the proposed appropriation is	s underground	
2. The amount of water applied for is .0155 se	econd-feet	
(a) If stored in reservoir give number	of acre-feet	
3. The water to be used for stockwater		
4. If use is for:		
(a) Irrigation, state number of acres to	be irrigated	
(b) Stockwater, state number and kind	ds of animals to be watered 500 head of cattle	
(c) Other use (describe fully under No	o. 12. "Remarks")	
(d) Power: (1) Horsepower developed		
(2) Point of return of water to	stream .	
	rce at the following point within the SW¼ NW¼ of a point from which the NW corner of said Section 1	
6. Place of Use NW¼ of Section 1, T.41N.,	R.32E., MDB&M	
7. Use will begin about January 1 and end a	bout December 31 of each year.	
8. Description of proposed works drilled wel	ll, pipeline, and troughs	
9. Estimated cost of works \$5,000±		
10. Estimated time required to construct w converted from an irrigation well to stocks	orks 1 year; well is complete, but will need to be watering.	
11. Estimated time required to complete the a	application of water to beneficial use 2 years	
	existing irrigation well that is going to be redrilled, without running an irrigation well. This will enable ssary.	
	Desert Mountain Surveying as agent By John H. Milton III, PLS, SWRS By s/John H. Milton III 146 West Second Street	

Winnemucca, NV 89445 Compared my/ cmf lb/cmf Protested_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times

but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

(CONTINUED ON PAGE 3)

Page 3 of 3 (PERMIT TERMS CONTINUED)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed $\underline{0.0155}$ cubic feet per second, \underline{or} sufficient to water 500 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

November 25, 2003

Proof of completion of work shall be filed before:

December 25, 2003

Water must be placed to beneficial use on or before: **November 25, 2005**

Proof of the application of water to beneficial use shall be filed on or before:

December 25, 2005

Map in support of proof of beneficial use shall be filed on or before: $\mathbf{N/A}$

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 25th day of November, A.D. 2002

State Engineer

			•
Completion of work filed			,
Proof of beneficial use	filed	<u> </u>	
Cultural map filed	NA NA		·
Certificate No.	Issued		

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No. 67628-T

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER

OF THE PUBLIC WATERS OF THE STATE OF

Date of filing in State Engineer's Office	MAY 31 2001
Returned to applicant for correction	JUN 19 2001
Corrected application filed	AUG 20 2001
Map filed	AUG 20 2001
The applicant Round Mountain G	******** old Corporation, Homestake Nevada Corporation, Valley Common Operation hereby makes application sion, place of use and manner of use of a portion of #536
	*********** Slaughter House Creek, and Shoshone Creek
2. The amount of water to be changed 1.0 cfs	
3. The water to be used for mining (explora	tion and drilling)
4. The water heretofore permitted for mining	g, power, domestic
5. The water is to be diverted at the follow T.10N., R.44E., M.D.M., or at a point fro Degrees 59 Minutes 49 Seconds E for a dis	ving point within the SE¼ of the SE¼ of Section 8, m which the SE Corner of said section 8 bears S 43 stance of 1599.20 feet.
6. The existing permitted point of diversi Slaughter House Creek on Shoshone Cree	ion is located within at junction of Jefferson and ek two miles east of town of Shoshone
7. Proposed place of use within Sections 27 5, 6, 8, 9, 10, 11, 13, 14, 15, 21 & 22, T10N	7, 28, 30, 31, 32, 33 & 34, T11N, R44E; Sections 3, 4, R44E M.D.B.&M. (portions unsurveyed)
8. Existing place of use Not specifically list	ed in permit (issued in 1907).
9. Use will be from January 01 to December	er 31 of each year.
10. Use was permitted from January 01 to 1	December 31 of each year.
2"-3" hose, fitted with a screen filter on t	will be extracted utilizing a centrifugal pump with a he intake end. Water will be pumped into a vehicle to the mining exploration & drilling locations
12. Estimated cost of works \$500	
13. Estimated time required to construct wor	ks No construction required.
14. Estimated time required to complete the	application of water to beneficial use 5 years
15. Remarks: Mining exploration and dril	lling.
Compared my/ cam ds/cmf	By Mark N. Ioli s/Mark N. Ioli P. O. Box 480 Round Mountain, NV 89045

Protested_

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions.

This temporary permit to change the point of diversion, place and manner of use of a portion of the waters of Jefferson, Slaughter House and Shoshone Creeks as heretofore granted under Permit 536, is issued subject to the terms and conditions imposed in said Permit 536, and with the understanding that no other rights on the source will be affected by the change proposed herein. A measuring device must be installed and measurements of water use kept.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water for consumptive purposes under Permits 536; 1077, Certificate 267; 2908, Certificate 353; 3898, Certificate 2347; 12442, Certificate 3831; 12445, Certificate 3832; 12768, Certificate 3751; 14119, Certificate 4889; 26650, Certificate 13904; 26652, Certificate 13905; 44297; 44299; 44300, Certificate 13174; 50971; 51577, Certificate 13185; 51578, Certificate 13186; 53365, 55498, 55500, 55501, 55502, 55503, 59217, 59218, 60874, 60875, 60876 and Temporary Permits 66493-T, 66494-T, 66495-T, 66496-T, 66497-T, 66498-T, 66499-T, 6719-T, 66720-T, 66721-T, 66722-T, 67021-T, 67022-T, 67024-T, 67025-T, 67187-T, 67188-T, 67189-T, 67190-T, 67498-T, 67499-T and Temporary Permit 67628-T will not exceed 13,910 acre-feet annually.

The estimate of the amount of water diverted from this source shall be submitted with the monthly report.

The State Engineer retains the right to impose future conditions as necessary upon review and evaluation of all data submitted reporting on the dewatering program, water use and the monitoring plan. The State Engineer retains the right to regulate pumping herein authorized to protect the public interest and existing rights.

All of the above stated conditions are issued subject to having no adverse impacts on existing rights.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **January 1, 2003** at which time all rights herein granted shall revert to the right being changed by this temporary permit. (CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed **1.0** cubic feet per second.

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

LEMPORA

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,"

this 2nd day of January

State Engineer

DATE JAN 0 1 2003

